

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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PELAGOS SHIPPING COMPANY LTD.,

Plaintiff,

**ORDER**

- against -

21 Civ. 3367 (NRB)

PB FINANCE LLC,

Defendant.

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**NAOMI REICE BUCHWALD**

**UNITED STATES DISTRICT JUDGE**

**WHEREAS** on October 1, 2021, defendant filed a letter with the Court requesting leave to file a motion to dismiss the Amended Complaint on the grounds that the Court lacked subject matter jurisdiction; and

**WHEREAS** on October 5, 2021, plaintiff filed a letter in response, requesting limited jurisdictional discovery for the purpose of determining whether diversity jurisdiction existed herein; and

**WHEREAS** on October 20, 2021, the Court held a conference during which defendant agreed to provide a certification regarding the citizenship and residence of its members; and

**WHEREAS** on October 26, 2021, defendant filed a joint stipulation and order stating that defendant would provide a certification listing the citizenship and residence of all members of defendant

and provide plaintiff with fifteen days to request additional information; and

**WHEREAS** the Court signed the joint stipulation and order; and

**WHEREAS** on November 3, 2021, defendant filed a sworn affidavit listing the citizenship and residences of all members of defendant; and

**WHEREAS** plaintiff informed the Court that upon review of defendant's affidavit, plaintiff acknowledged that there was no predicate for diversity jurisdiction; it is hereby

**ORDERED** that this Court's jurisdiction may not be based on diversity jurisdiction.

Dated: New York, New York  
December 7, 2021

A handwritten signature in blue ink, reading "Naomi Reice Buchwald", is written over a horizontal line.

NAOMI REICE BUCHWALD  
UNITED STATES DISTRICT JUDGE